

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application:

LISTING OF CLAIMS:

1. **(currently amended):** A foamable ~~composition comprising a water-in-oil~~ type emulsion, which ~~composition~~ is contained in an aerosol container, wherein the emulsion comprises an emulsifier in the amount of 0.5 to 6.0 wt% based on the emulsion; wherein the oil in the water-in-oil type emulsion is an edible oil which has a cloud point (ASTM) of about 4.4°C (40 °F) or lower, the container comprises a gas propellant partially dissolved in said water-in-oil emulsion; the container has a discharging nozzle for discharging the ~~composition~~ emulsion with the gas propellant as a foam therefrom; ~~and the foam is formed at the time of jetting; and wherein~~ the emulsifier is at least one member selected from the group consisting of glycerin fatty acid ester, sucrose fatty acid ester, sorbitan fatty acid ester, and polysorbate.

2. **(canceled):**

3. **(canceled).**

4. **(canceled).**

5. **(canceled).**

6. **(canceled).**

7. **(canceled).**

8. **(currently amended):** The foamable ~~composition~~ water-in-oil-type emulsion according to claim 1, wherein the foam is a spread.